

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

IRFAN GOKCE)	Case No. C08-523-RSM
)	
Plaintiff,)	
)	
v.)	
)	ORDER OF DISMISSAL
EDWARD R. KANDLER, et al.,)	
)	
Defendants.)	

The Court, having reviewed plaintiff's proposed complaint and application to proceed *in forma pauperis* in this 42 U.S.C. § 1983 civil rights action, together with all materials in support of and in opposition to those documents, the Report and Recommendation of United States Magistrate Judge James P. Donohue, and the balance of the record, does hereby find and ORDER:

- (1) The Court adopts the Report and Recommendation.
- (2) Plaintiff's complaint (Dkt. No. 5) is DISMISSED without prejudice, and his application to proceed *in forma pauperis* (Dkt. No. 5) is DENIED as moot.
- (3) The Clerk is directed to count this dismissal as a strike under **28 U.S.C. § 1915(g)**, and send copies of this Order to the parties and to Judge Donohue.

DATED this 15 day of July, 2008.



RICARDO S. MARTINEZ
UNITED STATES DISTRICT JUDGE